



Entered on Docket  
January 19, 2007

A handwritten signature in black ink, appearing to read "Linda B. Riegle".

Hon. Linda B. Riegle  
United States Bankruptcy Judge

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19 *Attorneys for the Official Committee of Equity Security  
Holders of USA Capital Diversified Trust Deed Fund, LLC*

21 **UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

22 In re:  
23 USA COMMERCIAL MORTGAGE COMPANY,  
Debtor.

Case No. BK-S-06-10725 LBR  
Case No. BK-S-06-10726 LBR  
Case No. BK-S-06-10727 LBR  
Case No. BK-S-06-10728 LBR  
Case No. BK-S-06-10729 LBR

24 In re:  
25 USA CAPITAL REALTY ADVISORS, LLC,  
Debtor.

Chapter 11

26 In re:  
27 USA CAPITAL DIVERSIFIED TRUST DEED  
FUND, LLC,  
Debtor.

Jointly Administered Under  
Case No. BK-S-06-10725-LBR

1 In re:  
 2 USA CAPITAL FIRST TRUST DEED FUND, LLC,  
 Debtor.

3 In re:  
 4 USA SECURITIES, LLC,  
 Debtor.

5 Affects:

- 6  All Debtors
- 7  USA Commercial Mortgage Company
- USA Securities, LLC
- USA Capital Realty Advisors, LLC
- USA Capital Diversified Trust Deed Fund, LLC
- USA First Trust Deed Fund, LLC

9 Upon consideration of the Joint Ex Parte Application by USA Capital Diversified Trust  
 10 Deed Fund, LLC and the Official Committee of Equity Security Holders of USA Capital  
 11 Diversified Trust Deed Fund, LLC, no hearing being required, and good cause appearing,

12 **IT IS ORDERED** that the Application be, and hereby is, **GRANTED**, and the Custodian  
 13 of Documents for BySynergy, LLC, shall appear on **February 16, 2007, at 9:00 a.m. Mountain**  
 14 **Standard Time**, at the Residence Inn By Marriott, 3440 North Country Club Drive, Flagstaff,  
 15 Arizona 86004 to be examined under oath in relation to the following matters:

16 Acts, conduct or property of Diversified and the other debtors in the  
 17 above-captioned bankruptcy cases (collectively, the "Debtors"), or to any  
 18 matter which may affect the administration of the Debtors' estates; and  
 19 acts, conduct, or property of the Debtors that relate to the liabilities and  
 20 financial condition of the Debtors, the source of any money or property  
 21 acquired or any other matter relevant to the cases, and specifically  
 22 including the documents related to the obligation owed to Debtors by  
 23 BySynergy, LLC, collateral securing that obligation, the status of  
 24 development of the collateral, and other liens on the collateral.

25 Such examination shall continue until completed.

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29 ///

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**ORDER REQUIRING CUSTODIAN OF  
 DOCUMENTS FOR BYSYNERGY,  
 LLC, TO APPEAR FOR  
 EXAMINATION PURSUANT TO  
 FEDERAL RULE OF BANKRUPTCY  
 PROCEDURE 2004**

1 Prepared and respectfully submitted by:

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